

The Committee Amendment was read and was adopted. (vv).

S.R. 278 (Mauzy)--

Senator Mauzy offered the following Committee Amendment to the resolution:

Amend S.R. 278 by striking the word "public" in the first resolved clause, and the word "public" in the second resolved clause.

The Committee Amendment was read and was adopted.

Senator Mauzy offered the following Committee Amendment to the resolution:

Amend S.R. 278 by adding the words "subject to the rules of the Senate" to the last resolved clause.

The Committee Amendment was read and was adopted. (vv).

CONCLUSION OF SESSION FOR LOCAL AND UNCONTESTED BILLS CALENDAR

The Presiding Officer announced that the session for the consideration of the Local and Uncontested Bills Calendar was concluded.

ADJOURNMENT

On motion of Senator Aikin the Senate at 8:55 o'clock a.m. adjourned until 10:00 o'clock a.m. today.

FORTY-FIFTH DAY (Thursday, March 29, 1973)

The Senate met at 10:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present: Adams, Aikin, Andujar, Blanchard, Braecklein, Brooks, Clower, Creighton, Gammage, Harris, Herring, Hightower, Jones, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Absent-excused: Harrington.

A quorum was announced present.

The Reverend Harold O'Chester, Allandale Baptist Church, Austin, Texas, offered the invocation.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was

approved.

LEAVE OF ABSENCE

Senator Harrington was granted leave of absence for today on account of illness on motion of Senator Andujar.

REPORTS OF STANDING COMMITTEES

Senator Mauzy submitted the following reports for the Committee on Education:

H.B. 147
S.B. 420
S.B. 479
C.S.S.B. 427 (Read first time)

Senator Brooks submitted the following reports for the Committee on Human Resources:

H.C.R. 44
C.S.S.B. 605 (Read first time)

Senator Hightower submitted the following reports for the Committee on Administration:

S.J.R. 36
S.C.R. 71

Senator Moore submitted the following report for the Committee on State Affairs:

S.B. 714

Senator Sherman submitted the following reports for the Committee on Natural Resources:

S.B. 530
S.B. 531
S.B. 513
S.B. 337

Senator Wallace submitted the following report for the Committee on Intergovernmental Relations:

S.B. 673

MESSAGE FROM THE HOUSE

Hall of the House of Representatives
Austin, Texas, March 29, 1973

Honorable William P. Hobby
President of the Senate

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H.B. 115, A bill to be entitled An Act relating to and authorizing the regulation and licensing of youth camps by the State Department of Health;

prescribing certain powers and duties of the department; authorizing the department to promulgate rules and regulations to safeguard the safety and health of campers; requiring operators of youth camps to apply for, obtain and renew annually a license from the department; setting the fees at five dollars (\$5) for application and for annual renewal of a license; establishing and reappropriating the monies from a special fund to be known as the Youth Camp Safety and Health Fund; providing procedures for license revocation; authorizing the department to hold hearings, enter property and granting power to examine safety and health records; prohibiting violations of this Act and the rules, regulations and orders of the department; authorizing the department to institute civil suits to recover civil penalties of from fifty dollars (\$50) to one thousand dollars (\$1000) per violation, or for injunctive relief, or both; providing for judicial review of administrative actions; making certain other provisions; declaring this Act to be cumulative; providing for severability; and declaring an emergency.

H.B. 370, A bill to be entitled An Act defining certain words and terms as used herein; requiring that school districts of this state, as herein defined, employ teachers by probationary-status contract or by professional-status renewable-term contract as herein defined, under the circumstances and procedures and with the terms, provisions, and consequences herein prescribed; prescribing the causes for which and procedures by which holders of such contracts may be discharged during the contract year, and the reasons for which and procedures by which persons holding such contracts may be dismissed of their contractual status changed at the end of a contract year; providing for review of orders discharging, dismissing, or changing the contract status of persons holding such contracts; providing teachers discharged or dismissed shall upon written request be entitled to copies of certain reports concerning fitness or conduct of such teachers; stating the conditions under which persons holding such contracts may resign, and the penalties for failure of such persons to resign or be released from and failure to perform such contracts; making this Act cumulative of existing laws relating to rights and privileges granted under the provisions of this Act; providing a saving clause; and declaring an emergency.

H.B. 569, A bill to be entitled An Act relating to alternative disclosures requirements and interest charges with regard to certain credit transactions; providing for administrative enforcement and criminal penalties; amending Articles 1.04 and 3.15(1), Title 79, Revised Civil Statutes of Texas, 1925, as amended (Articles 5069-1.04 and 5069-3.15(1), Vernon's Texas Civil Statutes), and adding a Chapter 11; and declaring an emergency.

H.B. 642, A bill to be entitled An Act amending the Texas Education Code relating to the Teacher Retirement System of Texas; amending Section 3.25 of said Code by changing the enumeration of subsection (c) thereof to become subsection (d) and inserting a new subsection (c) allowing retired members to reinstate active membership under certain conditions; amending subsection (b) of Section 3.31 of said Code, by removing the 30 day waiting period for retiring on optional retirement benefits and requiring application for retirement on an option to be in writing; further amending Section 3.31 by adding a new subsection (g) permitting revocation of retirement applications, allowing selection, revocation or change of optional benefits at any time before retirement, and prohibiting such revocation or changes after retirement except as otherwise specifically provided by law; amending subsection (b) of Section 3.34 of said Code to add grandchildren to the list of persons eligible to receive death benefits in excess of the accumulated contributions of a member; amending Section 3.36 of said Code by adding new subsections (f), (g) and (h) thereto to provide for a modified cash refund of accumulated member contributions less retirement benefits paid upon the death of a retired member or beneficiary of a retired member in certain instances; amending Section 3.38 of said Code by adding a new subsection (e) thereto, providing for adjustment of benefits allowable to certain

persons with 20 to 24 years of service who retired before age 60; adding a new Section 3.39 to subchapter C of Chapter 3 of said Code providing that the Retirement System may at the retired member's option deduct from retirement benefits the cost of Medicare premiums and transmit such sums to the federal government; adding a new subsection (c) to Section 3.55 of said Code authorizing the State Board of Trustees, upon the advice of an actuary, to transfer additional interest income into the retired reserve fund sufficient to establish reserves to pay retired members and beneficiaries; declaring the act to be severable; and declaring an emergency.

The House has concurred in Senate amendments to House Bill 34 by vote of 108 ayes, 1 no and 10 "Present-Not voting".

Respectfully submitted,
DOROTHY HALLMAN
Chief Clerk, House of Representatives

HOUSE BILL 236 ON SECOND READING

On motion of Senator Blanchard and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H.B. 236, A bill to be entitled An Act relating to the admissibility of certain evidence in a wrongful death action; etc.; and declaring an emergency.

The bill was read second time and was passed to third reading.

RECORD OF VOTES

Senators Mauzy and Clower asked to be recorded as voting "Nay" on the passage of the bill to third reading.

HOUSE BILL 236 ON THIRD READING

Senator Blanchard moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that H.B. 236 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 25, Nays 5.

Yeas: Adams, Aikin, Andujar, Blanchard, Braecklein, Brooks, Creighton, Gammage, Harris, Herring, Kothmann, Longoria, McKinnon, McKnight, Mengden, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Nays: Clower, Hightower, Jones, Mauzy and Meier.

Absent-excused: Harrington.

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote: Yeas 25, Nays 5.

Yeas: Adams, Aikin, Andujar, Blanchard, Braecklein, Brooks, Creighton, Gammage, Harris, Herring, Kothmann, Longoria, McKinnon, McKnight, Mengden, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Nays: Clower, Hightower, Jones, Mauzy and Meier.

Absent-excused: Harrington.

SENATE BILL 71 ON SECOND READING

On motion of Senator Braecklein and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 71, A bill to be entitled An Act relating to list of securities filed with the Commissioner on request, notice and hearing as to securities questioned by Commissioner; etc.; and declaring an emergency.

The bill was read second time and was passed to engrossment.

SENATE BILL 71 ON THIRD READING

Senator Braecklein moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that S.B. 71 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Yeas: Adams, Aikin, Andujar, Blanchard, Braecklein, Brooks, Clower, Creighton, Gammage, Harris, Herring, Hightower, Jones, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Absent-excused: Harrington.

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0.

Yeas: Adams, Aikin, Andujar, Blanchard, Braecklein, Brooks, Clower, Creighton, Gammage, Harris, Herring, Hightower, Jones, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Absent-excused: Harrington.

SENATE BILL 419 ON SECOND READING

On motion of Senator Jones and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 419, A bill to be entitled An Act amending Texas Insurance Code, as amended, relating to investment of the funds and accumulations of domestic life insurance companies in bank and bank holding company stocks; and declaring an emergency.

The bill was read second time.

Senator Jones offered the following amendment to the bill:

Amend S.B. 419 by deleting the following language in the first sentence (lines 11 and 12) and inserting the word "The" in lieu of such language:

"A life insurance company organized under the laws of the state may invest its funds in the".

The amendment was read and was adopted.

On motion of Senator Jones and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

RECORD OF VOTES

Senators Mauzy, Aikin, Sherman, Snelson, Adams, McKinnon, Patman and Clower asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

MOTION TO PLACE SENATE BILL 419 ON THIRD READING

Senator Jones moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that S.B. 419 be placed on its third reading and final passage.

The motion was lost by the following vote: (Not receiving four-fifths vote of the members present) Yeas 21, Nays 9.

Yeas: Andujar, Blanchard, Braecklein, Brooks, Creighton, Gammage, Harris, Herring, Hightower, Jones, Kothmann, Longoria, McKnight, Meier, Mengden, Moore, Ogg, Santiesteban, Schwartz, Traeger and Wolff.

Nays: Adams, Aikin, Clower, Mauzy, McKinnon, Patman, Sherman, Snelson and Wallace.

Absent-excused: Harrington.

BILLS SIGNED

The President announced the signing in the presence of the Senate after the caption had been read, the following enrolled bills:

S.B. 374

S.B. 375

SENATE BILL 392 ON SECOND READING

On motion of Senator Snelson and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 392, A bill to be entitled An Act amending statutes; relating to qualifications for members of the Board of the State Commission for the Blind; etc.; and declaring an emergency.

The bill was read second time.

Senator Snelson offered the following amendment to the bill:

Amend Senate Bill 392 by striking all quoted material from Section 1

therein and substituting in lieu thereof the following:

"No paid employee of any agency carrying on work for the blind shall be eligible for appointment, nor shall any person be eligible to be appointed to serve on the Board of the State Commission for the Blind who is engaged in, associated with, or otherwise representing a business, discipline, profession or trade conducted for the primary purpose of selling or furnishing goods or services of the type provided by the State Commission for the Blind as a significant part of the assistance which the State Commission for the Blind is authorized to extend to eligible individuals. Board members of the State Commission for the Blind shall serve without compensation but shall receive their necessary traveling and other expenses actually incurred in the performance of their duties. The State Commission for the Blind shall annually appoint an executive director and such other employees as may be necessary and authorized by legislation applicable to the State Commission for the Blind. Expenses of members of the Board and of employees shall be paid in the most efficient and practical manner authorized by law for the payment of such expenses. All accounts shall be paid in accordance with laws applicable to the State Commission for the Blind or in accordance with laws applicable to State agencies generally."

The amendment was read and was adopted.

On motion of Senator Snelson and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

SENATE BILL 392 ON THIRD READING

Senator Snelson moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that S.B. 392 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Yeas: Adams, Aikin, Andujar, Blanchard, Braecklein, Brooks, Clower, Creighton, Gammage, Harris, Herring, Hightower, Jones, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Absent-excused: Harrington.

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

SENATE BILL 234 ON SECOND READING

Senator Creighton asked unanimous consent to suspend the regular order of business and take up S.B. 234 for consideration at this time.

There was objection.

Senator Creighton then moved to suspend the regular order of business and take up S.B. 234 for consideration at this time.

The motion prevailed by the following vote: Yeas 22, Nays 8.

Yeas: Adams, Andujar, Blanchard, Braecklein, Brooks, Creighton, Gammage, Harris, Jones, Kothmann, Longoria, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Santiesteban, Schwartz, Sherman, Traeger and Wolff.

Nays: Aikin, Clower, Herring, Hightower, Mauzy, Patman, Snelson and Wallace.

Absent-excused: Harrington.

The President laid before the Senate on its second reading and passage to engrossment:

S.B. 234, A bill to be entitled An Act relating to clearing corporations for the transfer of investment securities; amending Subsection (c), Section 8.102, Business and Commerce Code; and declaring an emergency.

The bill was read second time and was passed to engrossment by the following vote: Yeas 17, Nays 13.

Yeas: Adams, Andujar, Blanchard, Braecklein, Brooks, Creighton, Gammage, Harris, Jones, Longoria, McKnight, Meier, Mengden, Moore, Santiesteban, Schwartz and Traeger.

Nays: Aikin, Clower, Herring, Hightower, Kothmann, Mauzy, McKinnon, Ogg, Patman, Sherman, Snelson, Wallace and Wolff.

Absent-excused: Harrington.

SENATE BILL 832 ON SECOND READING

On motion of Senator Aikin and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 832, A bill to be entitled An Act making an appropriation for the position of Executive Director of the Industrial Accident Board for the remainder of the fiscal year ending August 31, 1973; and declaring an emergency.

The bill was read second time and was passed to engrossment.

SENATE BILL 832 ON THIRD READING

Senator Aikin moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that S.B. 832 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 28, Nays 2.

Yeas: Aikin, Andujar, Braecklein, Brooks, Clower, Creighton, Gammage, Harris, Herring, Hightower, Jones, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Nays: Adams and Blanchard.

Absent-excused: Harrington.

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote: Yeas 22, Nays 8.

Yeas: Aikin, Braecklein, Brooks, Clower, Creighton, Gammage, Harris, Herring, Hightower, Jones, Kothmann, Longoria, Mauzy, Meier, Moore, Ogg, Santiesteban, Schwartz, Sherman, Snelson, Wallace and Wolff.

Nays: Adams, Andujar, Blanchard, McKinnon, McKnight, Mengden, Patman and Traeger.

Absent-excused: Harrington.

SENATE BILL 633 ON SECOND READING

On motion of Senator Aikin and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 633, A bill to be entitled An Act relating to educational incentive pay for policemen in certain cities; etc.; and declaring an emergency.

The bill was read second time and was passed to engrossment.

SENATE BILL 633 ON THIRD READING

Senator Aikin moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that S.B. 633 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Yeas: Adams, Aikin, Andujar, Blanchard, Braecklein, Brooks, Clower, Creighton, Gammage, Harris, Herring, Hightower, Jones, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Absent-excused: Harrington.

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0.

Yeas: Adams, Aikin, Andujar, Blanchard, Braecklein, Brooks, Clower, Creighton, Gammage, Harris, Herring, Hightower, Jones, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Absent-excused: Harrington.

SENATE BILL 11 ON THIRD READING

Senator Wolff asked unanimous consent to suspend the regular order of business and take up S.B. 11 for consideration at this time.

There was objection.

Senator Wolff then moved to suspend the regular order of business and take up S.B. 11 for consideration at this time.

The motion prevailed by the following vote: Yeas 24, Nays 6.

Yeas: Aikin, Andujar, Blanchard, Braecklein, Clower, Creighton, Harris, Herring, Hightower, Jones, Kothmann, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Nays: Adams, Brooks, Gammage, Longoria, Mauzy and Patman.

Absent-excused: Harrington.

The President laid before the Senate on its third reading and final passage:

S.B. 11, A bill to be entitled An Act relating to primary elections and conventions held by political parties; etc.; and declaring an emergency.

The bill was read third time.

Senator Traeger offered the following amendment to the bill:

Amend Senate Bill 11 by inserting in Subsection (a) of Section 186c, Texas Election Code, as added by Amendment 6, the following language immediately after the word "running" at the end of the first sentence of the subsection, in lieu of the language added by Amendment 5: ", provided, however, that if 2% of the number of votes cast was less than 50, the number of signatures required is 50 or 10% of the number of votes cast, whichever is less".

The amendment was read and was adopted.

On motion of Senator Wolff and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was finally passed by the following vote: Yeas 25, Nays 5.

Yeas: Aikin, Andujar, Blanchard, Braecklein, Brooks, Clower, Gammage, Harris, Herring, Hightower, Jones, Kothmann, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Nays: Adams, Creighton, Longoria, Mauzy and Patman.

Absent-excused: Harrington.

REPORTS OF STANDING COMMITTEE

By unanimous consent Senator Kothmann, Vice-Chairman, submitted the following reports for the Committee on State Affairs:

S.B. 322

H.B. 361 (Amended)

CO-AUTHOR OF SENATE BILL 10

On motion of Senator Creighton and by unanimous consent, Senator Meier will be shown as Co-author of S.B. 10.

**MOTION TO PLACE COMMITTEE SUBSTITUTE
SENATE BILL 75 ON SECOND READING**

Senator Mauzy moved to suspend the regular order of business and take up C.S.S.B. 75 for consideration at this time.

**COMMITTEE SUBSTITUTE FOR SENATE BILL 75
COMMITTED TO COMMITTEE ON JURISPRUDENCE**

Senator Herring made the substitute motion that under the provisions of Senate Rule 92, C.S.S.B. 75 be committed to the Committee on Jurisprudence for a period of not more than ten days.

The motion prevailed by the following vote: Yeas 21, Nays 9.

Yeas: Adams, Aikin, Andujar, Blanchard, Creighton, Harris, Herring, Hightower, Jones, Longoria, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Santiesteban, Sherman, Snelson, Traeger and Wolff.

Nays: Braecklein, Brooks, Clower, Gammage, Kothmann, Mauzy, Patman, Schwartz and Wallace.

Absent-excused: Harrington.

SENATE BILLS ON FIRST READING

By unanimous consent, the following bills were introduced, read first time and referred to the Committee indicated:

By Senators Herring, Moore, Jones, Patman and Schwartz:

S.B. 867, A bill to be entitled An Act amending Section 2 of the Lower Colorado River Authority Act, Chapter 7, Acts of the 43rd Legislature, 4th Called Session, 1934, as amended (codified as Article 8280-107, Section 2, Vernon's Texas Civil Statutes) to authorize the Board of Directors to impose reasonable fees and charges for the development and maintenance of parks and recreational facilities; and declaring an emergency.

To Committee on Natural Resources.

By Senator Wallace:

S.B. 868, A bill to be entitled An Act relating to the sale of bread and amending Acts 1921, 37th Legislature, Chapter 63, Section 5 (Vernon's Texas Penal Code, Article 719, Rule 5).

To Committee on Human Resources.

By Senator Wallace:

S.B. 869, A bill to be entitled An Act relating to defining the term "person affected" and setting forth that definition; amending Chapter 21, Water Code, as amended, by adding Section 21.003. (18); and declaring an emergency.

To Committee on Natural Resources.

By Senator Wallace:

S.B. 870, A bill to be entitled An Act relating to defining the term "person affected" and setting forth that definition; amending Subchapter A, Texas Clean Air Act (Article 4477-5, Vernon's Texas Civil Statutes), by adding Section 1.03 (8); and declaring an emergency.

To Committee on Natural Resources.

By Senator Wallace:

S.B. 871, A bill to be entitled An Act relating to defining the term "person affected" and setting forth that definition; amending the Solid Waste

Disposal Act (Article 4477-7, Vernon's Texas Civil Statutes), by adding Section 2.0 (13); and declaring an emergency.

To Committee on Natural Resources.

By Senator Traeger:

S.B. 872, A bill to be entitled An Act relating to the authority of public employees to enter into a deferred compensation plan and authorizing the purchase of insurance and annuity contracts; and declaring an emergency.

To Committee on Intergovernmental Relations.

HOUSE BILLS ON FIRST READING

The following bills received from the House, were read the first time and referred to the Committee indicated:

H.B. 115, To Committee on Human Resources.

H.B. 370, To Committee on Education.

H.B. 569, To Committee on Jurisprudence.

H.B. 642, To Committee on Education.

EXECUTIVE SESSION

Senator McKinnon moved that the Executive Session of the Senate be held at 11:30 o'clock a.m. today (he having given notice on yesterday for 12:26 o'clock p.m. today).

There was no objection.

Senator McKinnon then announced that the time had arrived for an Executive Session of the Senate.

Senator Mauzy moved that the Senate Rule 41 be suspended in order to consider nominations scheduled for today in open session.

The motion was lost by the following vote: (Not receiving two-thirds vote of the Members present) Yeas 15, Nays 14.

Yeas: Aikin, Blanchard, Braecklein, Brooks, Clower, Gammage, Longoria, Mauzy, McKinnon, McKnight, Ogg, Patman, Schwartz, Sherman and Wolff.

Nays: Adams, Andujar, Creighton, Harris, Herring, Hightower, Jones, Kothmann, Meier, Mengden, Santiesteban, Snelson, Traeger and Wallace.

Absent: Moore.

Absent-excused: Harrington.

Accordingly, the President at 11:30 o'clock a.m. directed all those not entitled to attend the Executive Session of the Senate to retire from the Senate Chamber and instructed the Sergeant-at-Arms to close all doors leading from the Chamber.

At the conclusion of the Executive Session, the President called the Senate to order As In Legislative Session at 11:43 o'clock a.m. today.

Senator McKinnon moved confirmation of the nominees heard in executive session.

Senator Ogg moved that consideration of the nominees be postponed.

The motion failed by the following vote: Yeas 1, Nays 29.

Yeas: Ogg.

Nays: Adams, Aikin, Andujar, Blanchard, Braecklein, Brooks, Clower, Creighton, Gammage, Harris, Herring, Hightower, Jones, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Mengden, Moore, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Absent-excused: Harrington.

NOMINEES CONFIRMED

MEMBERS OF THE TEXAS VENDING COMMISSION:

Guy Barnett, of Freeport, Brazoria County, term to expire September 1, 1975;

R. L. (Jimmie) Bounds, of Mexia, Limestone County, term to expire September 1, 1977.

The nominees were confirmed by the following vote: Yeas 28, Nays 1, Present-Not Voting 1.

Yeas: Adams, Aikin, Andujar, Blanchard, Braecklein, Clower, Creighton, Gammage, Harris, Herring, Hightower, Jones, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Mengden, Moore, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Nays: Brooks.

Present-Not Voting: Ogg.

Absent-excused: Harrington.

SENATE RESOLUTION 432

Senator Schwartz offered the following resolution:

S.R. 432, Relating to the science of creative intelligence and the technique of transcendental meditation.

SCHWARTZ
BROOKS
WALLACE
OGG
WOLFF
GAMMAGE

The resolution was read and referred to Committee on Human Resources.

NOTICES OF INTENT

The following Notices of Intent were filed with the Secretary of the Senate:

Monday, April 2, 1973

H.B. 8 - Senators Gammage and Mauzy

H.B. 120 - Senator Gammage

C.S.S.B. 41 - Senator Gammage
 S.B. 123 - Senator Gammage
 S.B. 147 - Senator Gammage
 S.B. 163 - Senator Adams
 S.B. 174 - Senator Jones
 S.B. 187 - Senator Traeger
 S.B. 263 - Senator Brooks
 S.B. 309 - Senator Harris
 S.B. 310 - Senator Harris
 S.B. 311 - Senator Harris
 S.B. 314 - Senator Harris
 S.B. 419 - Senator Jones
 S.B. 420 - Senator Mauzy
 C.S.S.B. 427 - Senator Mauzy
 S.B. 479 - Senator Mauzy
 S.B. 593 - Senator Mauzy
 C.S.S.B. 605 - Senator Brooks
 S.B. 614 - Senator Patman
 C.S.S.B. 617 - Senator Herring
 S.B. 821 - Senator Creighton

Tuesday, April 3, 1973

S.J.R. 29 - Senator Traeger

MEMORIAL RESOLUTIONS

S.R. 427 - Senator Snelson: Memorial resolution for Edgar Glasscock.

S.R. 428 - By Senator Snelson: Memorial resolution for Mrs. J. H. Atchison.

WELCOME AND CONGRATULATORY RESOLUTIONS

S.C.R. 72 - By Senators Herring and Snelson: Extending congratulations to Coach Cleburne Price.

S.R. 429 - By Senator Gammage: Extending welcome to Cadet Girl Scout Troop No. 371.

S.R. 430 - By Senator Schwartz: Extending welcome to students from Manvel.

S.R. 431 - By Senator Ogg: Extending welcome to students from Long Point Baptist Day School.

S.R. 433 - By Senators Kothmann and Wolff: Extending welcome to students from Highlands High School.

S.R. 434 - By Senator Adams: Extending congratulations to Jana Birdwell and Tony Watson.

S.R. 435 - By Senator Adams: Extending congratulations to Chad Wes Dean.

S.R. 436 - By Senator Adams: Extending congratulations to Kountze High School Band.

S.R. 437 - By Senator Adams: Extending congratulations to Henderson County Junior College Student Government Association.

S.R. 438 - By Senator Ogg: Extending welcome to Houston Chapter of TREPAC.

S.R. 439 - By Senator Gammage: Extending welcome to students from James Madison High School.

S.R. 440 - By Senator Gammage: Extending welcome to students from Evan E. Worthington High School.

S.R. 441 - By Senator Clower: Extending welcome to students from Garland High School.

S.R. 442 - By Senator Herring: Extending welcome to students from Texas School for the Deaf.

S.R. 443 - By Senator Herring: Extending welcome to students from Eanes School.

S.R. 444 - By Senator Creighton: Extending congratulations to Captain John Stanley Murphy, Jr.

S.R. 445 - By Senator Andujar: Extending welcome to members of Federated Women's Club.

ADJOURNMENT

On motion of Senator Aikin the Senate at 12:05 o'clock p.m. adjourned until 11:00 o'clock a.m. Monday.

APPENDIX

Sent to Governor

March 29, 1973

S.B. 374

S.B. 375

FORTY-SIXTH DAY (Monday, April 2, 1973)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present: Adams, Aikin, Andujar, Blanchard, Braecklein, Brooks, Clower, Creighton, Gammage, Harrington, Harris, Herring, Hightower, Jones, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

A quorum was announced present.